

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Newport News Division**

DONNA M. HARRAH,

Plaintiff,

v.

Civil Action No. 4:12cv26

BANK OF AMERICA, N.A.,

Defendant.

BANK OF AMERICA, N.A.'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT

Defendant, Bank of America, N.A. ("Bank of America"), by counsel, submits its Motion to Dismiss the Complaint filed by Plaintiff, Donna M. Harrah ("Plaintiff"). The reasons for Bank of America's Motion are stated fully in the accompanying memorandum in support.

WHEREFORE, Defendant, Bank of America, N.A., respectfully requests this Court enter an Order: (1) granting its Motion to Dismiss; (2) dismissing with prejudice Plaintiff's Complaint; (3) awarding Bank of America its costs, expenses and attorney's fees incurred herein; and (4) awarding Bank of America such further relief as the Court deems appropriate.

BANK OF AMERICA, N.A.

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CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of June, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF System which will then send a notification of such filing (NEF) to the following:

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